

**UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

IN RE: NATIONAL FOOTBALL
LEAGUE PLAYERS' CONCUSSION
INJURY LITIGATION

No. 12-md-2323 (AB)

MDL No. 2323

THIS DOCUMENT RELATES TO:

**Plaintiffs' Master Administrative Long-
Form Complaint and (if applicable)
Jones v. National Football League [et al.],
No. 2:12-01027 (E.D. Pa.)**

**DELL MCGEE AND SUE MCGEE, his
wife**

NOTICE OF WITHDRAWAL

**IN RE: NATIONAL FOOTBALL
LEAGUE PLAYERS' CONCUSSION
INJURY LITIGATION**

JURY TRIAL DEMANDED

**NOTICE OF WITHDRAWAL OF SHORT FORM COMPLAINT
OF PLAINTIFFS DELL MCGEE AND SUE MCGEE**

Plaintiffs, **DELL MCGEE and SUE MCGEE**, hereby withdraws their Short-Form Complaint in this lawsuit without prejudice, pursuant to Rule 41(a)(1)(A)(i) of the Federal Rules of Civil Procedure, because it was filed in error.

The complaint of **DELL MCGEE and SUE MCGEE** was filed on February 8th, 2012 as part of *Jones v. NFL [et al.]*, USDC, EDPA, No. 2:12-01027. Consistent with the Court's Orders, **DELL MCGEE and SUE MCGEE'S** Short Form Complaints were filed on July 12, 2012; (a) as Docket Entry 1374 in the case captioned *In Re: National Football League Players' Concussion Injury Litigation*, No. 2:12-MD-02323-AB and (b) as Docket Entry 76 in *Jones v. NFL [et al.]*, USDC, EDPA, No. 2:12-01027. Both filings were served on the Defendants.

These Plaintiffs' Short Form Complaints were inadvertently double-filed. This Notice hereby withdraws only the Short Form Complaints filed as Docket Entry 1374 in the MDL docket (Case No. 2:12-MD-02323-AB) and as Docket Entry 76 in *Jones* (Case No. 2:12-01027). Plaintiffs' other Short Form Complaints are unaffected by this filing.

DATED this 14th day of May, 2013.

Respectfully submitted,

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CERTIFICATE OF SERVICE

I hereby certify that on May 14th, 2013, I caused the foregoing Notice of Withdrawal as to the Short Form Complaint of Plaintiff **DELL MCGEE AND SUE MCGEE** to be served via the Electronic Case Filing (ECF) system in the United States District Court for the Eastern District of Pennsylvania, on all parties registered for CM/ECF in the above-captioned matter.

By: /s/ Steven C. Marks
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